



02355.012107

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: )  
Kiyohide SATOH ) Examiner: Vikkram Bali  
Appln. No.: 09/648,295 ) Group Art Unit: 2623  
Filed: August 28, 2000 )  
For: DEPTH INFORMATION ) June 14, 2004  
MEASUREMENT APPARATUS )  
AND MIXED REALITY )  
PRESENTATION SYSTEM )

#7/106  
Petition  
W/D ABNT  
6-21-04

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JUN 15 2004

Technology Center 2600

Commissioner For Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

REQUEST FOR WITHDRAWAL OF ERRONEOUS NOTICE OF ABANDONMENT

Sir:

Applicant has received a Notice of Abandonment dated May 19, 2004, which indicates that the above-identified application has been abandoned for failure to timely file a proper reply to an Office letter mailed on August 13, 2003. Since Applicant did timely file a proper reply, Applicant submits that the application was not abandoned in fact, that the Notice was issued erroneously, and that the Notice should be withdrawn.

FACTS

In an Office Action dated August 13, 2003, the Examiner made a restriction requirement and set a shortened statutory period of 1 month for filing a response. On

September 10, 2003, Applicant timely filed a Response to Restriction Requirement electing the invention of Group I, corresponding to Claims 1-30. Attached is a copy of that Response, together with a copy of the date-stamped postcard receipt evidencing the filing of that Response.

CONCLUSION

A timely response to the August 13, 2003 Office Action was filed, and this application has not been abandoned in fact. Applicant respectfully requests withdrawal of the erroneous Notice of Abandonment and examination of this application on the merits.

Applicant's undersigned attorney may be reached in our Washington, D.C. office by telephone at (202) 530-1010. All correspondence should be directed to our below-listed address.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "B. L. Klock", written over a horizontal line.

Attorney for Applicant  
Brian L. Klock  
Registration No. 36,570

FITZPATRICK, CELLA, HARPER & SCINTO  
30 Rockefeller Plaza  
New York, New York 10112-3801  
Facsimile: (212) 218-2200

BLK/lmj



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Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Date 9 / 10 / 03  
Mo. Day Yr.

Atty. Docket 02255.012107

Application No. 09/1618,295

Sir:

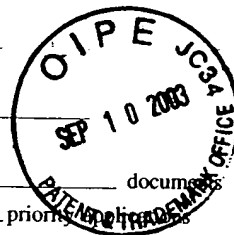
Kindly acknowledge receipt of the accompanying:

- ☒ Response to Official Action. August 13, 2003
- ☐ Check for \$ \_\_\_\_\_ (claims fee)
- ☐ Petition under 37 CFR 1.136 and Check for \$ \_\_\_\_\_
- ☐ Notice of Appeal and Check for \$ \_\_\_\_\_
- ☐ Information Disclosure Statement, PTO-1449 and \_\_\_\_\_ documents
- ☐ Claim for priority and certified copies of \_\_\_\_\_ priorities
- ☐ Issue fee transmittal and Check for \$ \_\_\_\_\_
- ☐ Other (specify) \_\_\_\_\_

by placing your receiving date stamp hereon and returning to deliverer.

Atty. B. K. King

Due Date 9 / 13 / 03  
Mo. Day Yr.



FOHS-D-00



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Filed: August 28, 2000	)	
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For: DEPTH INFORMATION	)	September 10, 2003
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PRESENTATION SYSTEM	:	

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Alexandria, VA 22313-1450

RESPONSE TO RESTRICTION REQUIREMENT

Sir:            In response to the Office Action mailed August 13, 2003, which sets forth a restriction requirement, Applicant elects Group I, corresponding to Claims 1-30.

Applicant's undersigned attorney may be reached in our Washington, D.C. office by telephone at (202) 530-1010. All correspondence should be directed to our below-listed address.

Respectfully submitted,

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Attorney for Applicant  
Brian L. Klock  
Registration No. 36,570

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